

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

REGINALD EDWARD SPEARMAN,
Plaintiff,
v.
LA SUPERIOR,
Defendant.

No. 2:25-cv-00237-TLN-JDP

ORDER

Plaintiff Reginald Edward Spearman (“Plaintiff”), a former state prisoner proceeding *pro se*, has filed this civil rights action seeking relief under 42 U.S.C. § 1983. The matter was referred to a United States Magistrate Judge pursuant to 28 U.S.C. § 636(b)(1)(B) and Local Rule 302.

On April 16, 2025, the magistrate judge filed findings and recommendations herein which were served on Plaintiff, and which contained notice to Plaintiff that any objections to the findings and recommendations were to be filed within fourteen days. (ECF No. 7.) Plaintiff has not filed objections to the findings and recommendations.

The Court presumes that any findings of fact are correct. *See Orand v. United States*, 602 F.2d 207, 208 (9th Cir. 1979). The magistrate judge’s conclusions of law are reviewed *de novo*. *See Robbins v. Carey*, 481 F.3d 1143, 1147 (9th Cir. 2007) (“[D]eterminations of law by the magistrate judge are reviewed de novo by both the district court and [the appellate] court[.]”).

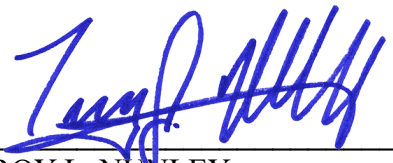
1 Having reviewed the file, the Court finds the findings and recommendations to be supported by
2 the record and by the proper analysis.

3 Accordingly, IT IS HEREBY ORDERED that:

- 4 1. The findings and recommendations filed April 16, 2025 (ECF No. 7), are ADOPTED IN
5 FULL;
6 2. Plaintiff's Complaint (ECF No. 1) is DISMISSED without leave to amend for failure to
7 state a cognizable 42 U.S.C. § 1983 claim;
8 3. Plaintiff's application to proceed in forma pauperis (ECF No. 5) is DENIED; and
9 4. The Clerk of Court is directed to close this action.

10 IT IS SO ORDERED.

11 Date: May 28, 2025

12
13
14 
15 TROY L. NUNLEY
16 CHIEF UNITED STATES DISTRICT JUDGE
17
18
19
20
21
22
23
24
25
26
27
28